



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Boguslaw Orlowski and David J. Fitzgerald

Serial No. : 10/749,713

Date: July 31, 2004

Filed : December 30, 2003

Group Art Unit 3712

For : PROJECTILE CATCHING AND THROWING TOY

Mail Stop AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Sir:

**INFORMATION DISCLOSURE STATEMENT**  
**UNDER 37 C.F.R. §§ 1.56, 1.97, and 1.98**

Applicant are submitting this Information Disclosure Statement pursuant to 37 C.F.R. §§ 1.56, 1.97, and 1.98 to disclose to the U.S. Patent and Trademark Office the patents, publications, applications, and/or other references listed on the enclosed, completed PTO-1449 form(s). The filing of this Information Disclosure Statement should not be construed as a representation that a search has been made or as an admission that the listed references are prior art for this application. Applicants respectfully request that the listed references be expressly considered during prosecution of the application, and that the references be made of record therein and appear among the "references cited" on any patents issuing therefrom.

## CONTENT OF DISCLOSURE

This Information Disclosure Statement includes (1) 2 pages of PTO-1449 forms, and (2) a legible copy of each foreign and non-patent reference, if any, listed on the form(s). However, because this application was filed on or after July 1, 2003, no copies of U.S. patents or published U.S. patent applications are included.

## TIMING OF DISCLOSURE / FEE INFORMATION

This Information Disclosure Statement is being filed, to the best of the undersigned's knowledge, either (1) before the mailing of a first Office action on the merits, or (2) before the mailing of a first Office action after the filing of a request for continued examination under 37 C.F.R. § 1.114. Therefore, in accordance with 37 C.F.R. § 1.97(b), no fee or statement under 37 C.F.R. § 1.97(e) is required.

Please contact the undersigned with any questions or comments regarding this Information Disclosure Statement.

### CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on July 31, 2004.

  
Heidi Dutro

Respectfully submitted,

KOLISCH HARTWELL, P.C.

  
John McCormack

Registration No. 26948  
Customer No. 23581  
520 S.W. Yamhill Street, Suite 200  
Portland, Oregon 97204  
Telephone: (503) 224-6655  
Facsimile: (503) 295-6679  
Attorney/Agent for Applicant/Assignee



SHEET 1 OF 2

FORM PTO-1449 INFORMATION DISCLOSURE CITATION IN AN APPLICATION		DOCKET NUMBER WMO 3J8	APPLICATION NUMBER 10/749,713		
		APPLICANT(S) Boguslaw Orlowski and David J. Fitzgerald			
		FILING DATE December 30, 2003	GROUP ART UNIT 3712		
U.S. PATENT DOCUMENTS					
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS SUB CLASS FIL. DATE IF APPROP.	
	651,222	6/5/1900	Wharton		
	1,022,186	4/2/12	Engler		
	1,458,335	6/12/23	Glinchikoff		
	2,025,995	12/31/35	Lerch		
	2,029,790	2/4/36	Philipp		
	2,710,753	6/14/55	Lockwood		
	3,392,978	7/16/68	Wiest, Jr.		
	4,032,142	6/28/77	Andrews		
	4,045,027	8/30/77	Manska		
	4,145,050	3/20/79	Sullivan et al.		
	4,157,828	6/12/79	Cosmopoulos		
FOREIGN PATENT DOCUMENTS					
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS SUB CLASS	TRANSLATION YES      NO
	2,112,290-A	7/20/83	UK		
OTHER DOCUMENTS					
EXAMINER			DATE CONSIDERED		

FORM PTO-1449  INFORMATION DISCLOSURE CITATION IN AN APPLICATION		DOCKET NUMBER WMO 3J8	APPLICATION NUMBER 10/749,713	
		APPLICANT(S) Boguslaw Orlowski and David J. Fitzgerald		
		FILING DATE 12/30/2003	GROUP ART UNIT 3712	
U.S. PATENT DOCUMENTS				
EXAMINER INITIAL	DOCUMENT NUMBER	DATE	NAME	CLASS SUB CLASS FIL. DATE IF APPROP.
	4,819,947	4/11/89	Mackey	
	4,863,174	9/5/89	Cummings	
	4,872,688	10/10/89	Galvin	
	5,232,226	8/3/93	Glickson	
	5,292,134	3/8/94	Schlundt et al.	
	Des. 368,291	3/26/96	Sullivan et al.	
FOREIGN PATENT DOCUMENTS				
	DOCUMENT NUMBER	DATE	COUNTRY	CLASS SUB CLASS TRANSLATION YES      NO
OTHER DOCUMENTS				
EXAMINER		DATE CONSIDERED		